

11. That as a result of the existence of the judgment in the United States Bankruptcy for the District of Maryland, the Purchasers at foreclosure were unwilling to consummate the purchase of the subject property.

12. That the Assignee notified the Purchasers at foreclosure that unless settlement were to take place on or before August 1, 1985, he would proceed to request from this Court an Order setting aside the original sale and allowing a resale of this property at the risk of the defaulting purchasers.

13. That settlement on the referenced transaction did not occur on or before August 1, 1985, and the Assignee believes that the contract purchasers have no intention of tendering the purchase price.

WHEREFORE, your Moveant requests this Honorable Court:

(a) Enter an Order setting aside the original sale as docketed in the captioned case.

(b) Enter an Order directing the Assignee to resell the property in accordance with the Rules of this Court with all expenses of such subsequent sale as well as the risk of any deficiency be solely that of the defaulting purchasers, Samuel E. Zattiero and Barbara A. Zattiero, his wife.

(c) That this Court enter an Order directing said Samuel E. Zattiero and Barbara A. Zattiero, his wife, to show cause if